

*APCT*

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/544,091	Ian P Murray	103376.00005 <i>176</i>

INTERNATIONAL APPLICATION NO.
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PCT/US04/02497

I.A. FILING DATE	PRIORITY DATE
01/29/2004	01/31/2003

Robert C Klinger  
Jackson Walker  
2435 N Central Expressway  
Suite 600  
Richardson, TX 75044

CONFIRMATION NO. 6417

371 FORMALITIES LETTER



\*OC000000018194530\*

*Response due: May 8, 2006*

Date Mailed: 03/08/2006

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/29/2005
- Copy of the International Search Report filed on 07/29/2005
- U.S. Basic National Fees filed on 07/29/2005
- Priority Documents filed on 07/29/2005
- Specification filed on 07/29/2005
- Claims filed on 07/29/2005
- Abstracts filed on 07/29/2005
- Drawings filed on 07/29/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

09/13/2005 375271 000001.5 10544991

02 001617

130.00 US

**DOCKETED***My day 3/17/06*

MAR 15 2006

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

**PART 1 - ATTORNEY/APPLICANT COPY**

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10/544,091	PCT/US04/02497	103376.00005

FORM PCT/DO/EO/905 (371 Formalities Notice)

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May 9, 2006

Mr. Ian Murray  
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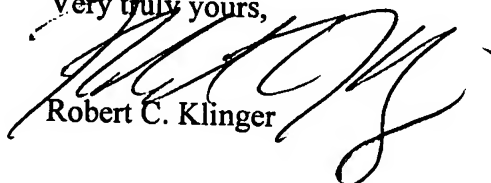
Re: Declaration for U.S. Patent application entitled:  
"Multi-Axial Positioning System for a Surgically-Implanted Spinal Support"

Dear Mr. Murray:

Enclosed please find a copy of the above referenced U.S. patent application for your review. The U.S. patent law requires that I make this application and Declaration available to you, which is what I am doing by way of this letter, seeking execution by you as a named inventor. Please advise me if you can execute and return this Declaration for filing by no later than **May 31, 2006**. If you are unwilling to review this application and sign the Declaration, please confirm same so I can inform the U.S. Patent Office. If I do not hear from you by **May 31, 2006**, I will presume you are unwilling to review this application and sign the attached Declaration/Power of Attorney, and I will notify the U.S. Patent Office of same.

I hope you will take the opportunity to review this application, but understand if you are unwilling to do so. I look forward to hearing from you one way or the other shortly. If you have any questions, please don't hesitate to contact me.

Very truly yours,



Robert C. Klinger

RCK:tp  
Enclosure

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